

EXHIBIT B

EXHIBIT B

Picard v. Keller Case No. 10-04539 (CGM)

Chart of deceased email notices to Baker & Hostetler with substitution

	Name of deceased	Adv. Pro. No.	Date emailed B&H	Date Substitution filed
1.	Gordon, Allen	10-04809, 10-04914	2012/03/10	2013/12/30
2.	Cohen, William	10-04768	2012/05/30	2013/05/28
3.	Roth, Mark	10-04324	2012/07/17	2013/07/23
4.	Friedman, Shirley	10-04424	2012/07/30	2012/11/30
5.	Goodman, James	10-04762, 10-05128	2012/07/30	2012/09/12
6.	Palmer, Boyer H.	10-04397, 10-04826 (IRA), 10-05133, 10-05151	2012/12/17	2014/02/05
7.	Plafsky, Bernice	10-04768	2013/01/22	2013/03/14
8.	Plafsky, Nathan	10-04768, 10-05150	2013/01/22	2013/05/28
9.	Kaminski, Edna	10-05150	2014-07-29	2015/01/07
10.	Barbanel, Alice	10-04321	2014-09-17	2014/10/23
11.	Savin, Robert	10-04889	2014-12-22	2017/01/13
12.	Norton, Steven	10-05157	2015-11-13	2016/02/08
13.	DiGiulian, Bruno	10-4728	2016-01-13	2017/05/10
14.	Shulman, Alvin E.	10-04599, 10-04606, 10-04852	2016-04-28	2016/07/12
15.	Meisels, Allen	10-04428	2018-05-30	2018/06/14
16.	Berezin, Evelyn	10-04995	2019-01-25	2019/02/21
17.	Heller, Benjamin	10-04367	2019-06-05	2019/12/11

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (BRL) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	
IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC, Plaintiff, v. ALLEN GORDON, Defendant.	Adv. Pro. No. 10-04914 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 2, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendant Allen Gordon; and

WHEREAS, Allen Gordon died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Edyne Gordon, in her capacity as the executrix and primary beneficiary of the estate of Allen Gordon, as follows:

1. Edyne Gordon, in her capacity as the executrix and primary beneficiary of the estate of Allen Gordon (“Defendant”), is hereby substituted into this action in place of Allen Gordon, deceased, and the Complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to remove Allen Gordon and substitute Edyne Gordon, in her capacity as the executrix and primary beneficiary of the estate of Allen Gordon, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendant: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee’s right to amend under

Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: December 26, 2013
New York, New York

BAKER & HOSTETLER LLP

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*Attorneys for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L.
Madoff*

BECKER & POLIAKOFF

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Helen Davis Chaitman
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Attorneys for Defendant Edyne Gordon

SO ORDERED.

Dated: December 30, 2013
New York, New York



/s/ Burton R. Lifland

Burton R. Lifland
United States Bankruptcy Judge

EXHIBIT “A”

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

EDYNE GORDON, in her capacity as the executrix
and primary beneficiary of the estate of Allen
Gordon,

Defendant.

Adv. Pro. No. 10-04914 (BRL)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (BRL) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	
IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC, Plaintiff, v. PLACON2; WILLIAM R. COHEN, in his capacity as a Partner of Placon2; BETTY COHEN, in her capacity as a Partner of Placon2; NATHAN PLAFSKY, in his capacity as a Partner of Placon2; RONALD COHEN, in his capacity as a Partner of Placon2; ESTATE OF BERNICE PLAFSKY; and ROBERT PLAFSKY, in his capacity as the Personal Representative of the Estate of Bernice Plafsky, Defendants.	Adv. Pro. No. 10-04768 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANTS AND ORDER

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants

Placon2, William R. Cohen, in his capacity as a Partner of Placon2, Betty Cohen, in her capacity as a Partner of Placon2, Nathan Plafsky, in his capacity as a Partner of Placon2, Ronald Cohen, in his capacity as a Partner of Placon2, and Bernice Plafsky; and

WHEREAS, Bernice Plafsky died during the pendency of this action and the Estate of Bernice Plafsky and Robert Plafsky, in his capacity as the Personal Representative of the Estate of Bernice Plafsky were substituted on or about March 14, 2013.

WHEREAS, Nathan Plafsky died during the pendency of this action.

WHEREAS, William R. Cohen died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Robert Plafsky, as the personal representative and executor of the Estate of Nathan Plafsky, and Betty Cohen, as the personal representative and executor of the Estate of William R. Cohen, as follows:

1. The Estate of Nathan Plafsky, and Robert Plafsky, in his capacity as the personal representative of the Estate of Nathan Plafsky are hereby substituted into this action in place of Nathan Plafsky, deceased, and the Complaint shall be deemed so amended.

2. The Estate of William R. Cohen, and Betty Cohen, in her capacity as the executor of the Estate of William R. Cohen, are hereby substituted into this action in place of William R. Cohen, deceased, and the Complaint shall be deemed so amended.

3. The Clerk of the Court is hereby directed to amend the caption to remove Nathan Plafsky and substitute the Estate of Nathan Plafsky and Robert Plafsky, in his capacity as the personal representative of the Estate of William R. Cohen, and remove William R. Cohen and substitute the Estate of William R. Cohen and Betty Cohen, in her capacity as the executor of the Estate of William R. Cohen.

4. Undersigned counsel for Defendants Estate of Nathan Plafsky, Robert Plafsky, Estate of William R. Cohen, and Betty Cohen (collectively referred to as Defendants): (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraphs 1 and 2 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee's right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

5. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

6. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: May 24, 2013

New York, New York

BAKER & HOSTETLER LLP

BECKER & POLIAKOFF, LLP

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*Attorneys for Defendants Estate of Nathan
Plafsky, Robert Plafsky, Estate of William R.
Cohen, and Betty Cohen.*

SO ORDERED.

Dated: May 28, 2013

New York, New York

/s/Burton R. Lifland

HONORABLE BURTON R. LIFLAND

UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLACON2; BETTY COHEN, in her capacity as a
Partner of Placon2 and in her capacity as Executor
of the Estate of William R. Cohen; RONALD
COHEN, in his capacity as a Partner of Placon2;
ESTATE OF BERNICE PLAFSKY; ESTATE OF
NATHAN PLAFSKY; and ROBERT PLAFSKY,
in his capacity as the Personal Representative of the
Estate of Bernice Plafsky and as Personal

Adv. Pro. No. 10-04768 (BRL)

Representative of the Estate of Nathan Plafsky;
ESTATE OF WILLIAM R. COHEN,

Defendants.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BARBARA ROTH,

and

MARK ROTH,

Defendants.

Case No. 11-cv-08410-JSR

Adv. Pro. No. 10-04324 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on November 26, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Barbara Roth and Mark Roth; and

WHEREAS, Mark Roth died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Barbara Roth as the Personal Representative of the Estate of Mark William Roth, as follows:

1. The Estate of Mark William Roth (the “Estate”), and Barbara Roth, in her capacity as Personal Representative of the Estate of Mark William Roth (collectively referred to as “Defendants”), are hereby substituted into this action in place of Mark Roth, deceased, and the Complaint shall be deemed so amended. Attached as Exhibit A to this Stipulation is the caption as amended removing Mark Roth and substituting the Estate of Mark William Roth and Barbara Roth, in her capacity as Personal Representative of the Estate of Mark William Roth.

2. The Clerk of the Court is hereby directed to amend the caption to remove Mark Roth and substitute the Estate of Mark William Roth and Barbara Roth, in her capacity as Personal Representative of the Estate of Mark William Roth, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee’s right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: July 22, 2013

New York, New York

BAKER & HOSTETLER LLP

BECKER & POLIAKOFF, LLP

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*Attorneys for Defendants Estate of Mark
William Roth and Barbara Roth*

SO ORDERED.

Dated: July 23, 2013
New York, New York

/s/Burton R. Lifland
HONORABLE BURTON R. LIFLAND
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT "A"

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BARBARA ROTH, ESTATE OF MARK
WILLIAM ROTH, and BARBARA ROTH, IN
HER CAPACITY AS PERSONAL
REPRESENTATIVE OF THE ESTATE OF
MARK WILLIAM ROTH,

Defendants.

Case No. 11-cv-08410-JSR

Adv. Pro. No. 10-04324 (BRL)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

SHIRLEY FRIEDMAN, individually, and as a
tenant-in-common of Gabriel Friedman & Shirley
Friedman TIC; and RICHARD FRIEDMAN,

Defendants.

Adv. Pro. No. 10-4424 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on November 30, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against NTC & Co. LLP (“NTC”), as former custodian of an Individual Retirement Account for the benefit of Shirley Friedman; Shirley Friedman, individually, and as a tenant-in-common of Gabriel Friedman & Shirley Friedman TIC; and Richard Friedman; and

WHEREAS, on May 11, 2011, the Court entered an order approving a stipulation, entered into by the Trustee and NTC on May 10, 2011, dismissing NTC from this action and removing NTC from the caption for this proceeding (Doc. No. 10); and

WHEREAS, Shirley Friedman died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Richard Friedman, individually, and in his capacity as Executor of the Estate of Shirley Friedman, as follows:

1. The Estate of Shirley Friedman, individually, and as a tenant-in-common of Gabriel Friedman & Shirley Friedman TIC; and Richard Friedman, in his capacity as Executor of the Estate of Shirley Friedman (collectively, the “Replacement Defendants”) are hereby substituted into this action in place of Shirley Friedman, individually, and as a tenant-in-common of Gabriel Friedman & Shirley Friedman TIC, and the Complaint shall be deemed so amended (the “Amended Complaint”). Attached as Exhibit A to this Stipulation is the caption as amended removing Shirley Friedman, individually, and as a tenant-in-common of Gabriel Friedman & Shirley Friedman TIC and substituting the Replacement Defendants.

2. Undersigned counsel for the Replacement Defendants and for Richard Friedman, individually (collectively, the “Defendants”): (i) expressly represents that she has the

authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, (iii) waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee's right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

3. The date before which Defendants may move, answer or otherwise respond to the Amended Complaint is January 18, 2013, unless further extended by agreement of the parties.

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: New York, New York
November 28, 2012

By: /s/ Kim M. Longo
Howard L. Simon, Esq. (hsimon@windelsmarx.com)
Kim M. Longo, Esq. (klongo@windelsmarx.com)
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*Special Counsel for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and Bernard L. Madoff*

Dated: New York, New York
November 28, 2012

By: /s/ Helen Davis Chaitman
Helen Davis Chaitman, Esq. (hchaitman@becker-poliakoff.com)
Peter W. Smith, Esq. (psmith@becker-poliakoff.com)
Becker & Poliakoff, LLP
45 Broadway, 11th Floor
New York, NY, 10006

Attorneys for Defendants

SO ORDERED.

Dated: November 30, 2012
New York, New York

/s/Burton R. Lifland
HONORABLE BURTON R. LIFLAND
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

WINDELS MARX LANE & MITTENDORF, LLP

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Kim M. Longo

*Special Counsel to Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF SHIRLEY FRIEDMAN, individually,
and as a tenant-in-common of Gabriel Friedman &
Shirley Friedman TIC; and RICHARD
FRIEDMAN, individually, and in his capacity as
Executor of the Estate of Shirley Friedman,

Defendants.

Adv. Pro. No. 10-4424 (BRL)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (BRL) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	
IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC, Plaintiff, v. JAMES M. GOODMAN; and AUDREY M. GOODMAN, Defendants.	Adv. Pro. No. 10-05079 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants James M. Goodman and Audrey M. Goodman; and

WHEREAS, James M. Goodman died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Audrey M. Goodman as the Personal Representative of the Estate of James M. Goodman, as follows:

1. The Estate of James M. Goodman (the “Estate”), and Audrey M. Goodman, in her capacity as Personal Representative of the Estate of James M. Goodman (collectively referred to as “Defendants”), are hereby substituted into this action in place of James M. Goodman, deceased, and the Complaint shall be deemed so amended. Attached as Exhibit A to this Stipulation is the caption as amended removing James M. Goodman and substituting the Estate of James M. Goodman and Audrey M. Goodman, in her capacity as Personal Representative of the Estate of James M. Goodman.

2. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, and (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants.

3. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

4. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: September 5, 2012

New York, New York

BAKER & HOSTETLER LLP

BECKER & POLIAKOFF, LLP

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Julie Gorchkova

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*Attorneys for Defendants Estate of James
M. Goodman and Audrey M. Goodman*

SO ORDERED.

Dated: September 6, 2012

New York, New York

/s/Burton R. Lifland

HONORABLE BURTON R. LIFLAND

UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

Baker & Hostetler LLP

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David J. Sheehan
Marc E. Hirschfield
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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF JAMES M. GOODMAN; and
AUDREY GOODMAN, individually, and in her
capacity as Personal Representative of the Estate of
James M. Goodman,

Defendants.

Adv. Pro. No. 10-05079 (BRL)

Baker & Hostetler LLP

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

FERN C. PALMER REVOCABLE TRUST DTD
12/31/91, AS AMENDED; FERN C. PALMER,
individually and in her capacity as Trustee for the
Fern C. Palmer Revocable Trust dtd 12/31/91, as
amended; and BOYER H. PALMER, in his
capacity as Trustee for the Fern C. Palmer

Adv. Pro. No. 10-04397 (SMB)

Revocable Trust dtd 12/31/91, as amended,

Defendant.

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Fern C. Palmer Revocable Trust dtd 12/31/91, as amended, Fern C. Palmer, individually and in her capacity as Trustee for the Fern C. Palmer Revocable Trust dtd 12/31/91, as amended, and Boyer H. Palmer, in his capacity as Trustee for the Fern C. Palmer Revocable Trust dtd 12/31/91, as amended; and

WHEREAS, Boyer Palmer died on December 13, 2012.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Diane Holmers and Bruce Palmer, as the Personal Representatives of the Estate of Boyer Palmer, as follows:

1. The Estate of Boyer Palmer¹ (the “Estate”), and Diane Holmers and Bruce Palmer, each in their capacity as the Personal Representative of the Estate of Boyer Palmer (collectively referred to as “Defendants”), are hereby substituted into this action in place of Boyer Palmer, deceased, and the Complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to remove Boyer Palmer and substitute the Estate of Boyer Palmer and Diane Holmers and Bruce Palmer, each in

¹ The Estate of Boyer Oscar Hilmer Palmer aka Boyer H. Palmer aka Boyer Palmer, Court File No. 27-PA-PR-13-1441 in the Fourth Judicial District Court Probate Division of the State of Minnesota, County of Hennepin.

their capacity as the Personal Representative of the Estate of Boyer Palmer, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee's right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: February 5, 2014

New York, New York

BAKER & HOSTETLER LLP

By: /s/ Nicholas J. Cremona

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*Attorneys for Plaintiff Irving H. Picard,
Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC*

BECKER & POLIAKOFF

By: /s/ Helen Davis Chaitman

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Peter W. Smith

psmith@becker-poliakoff.com

*Attorney for Defendants Estate of Boyer
Palmer, Diane Holmers, in her capacity as
the personal representatives of the Estate of
Boyer Palmer, and Bruce Palmer, in his
capacity as the personal representatives of
the Estate of Boyer Palmer*

SO ORDERED.

Dated: February 5th 2014

New York, New York

/s/ STUART M. BERNSTEIN

HONORABLE STUART M. BERNSTEIN

UNITED STATES BANKRUPTCY JUDGE

“EXHIBIT A”

Baker & Hostetler LLP

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

FERN C. PALMER REVOCABLE TRUST DTD
12/31/91, AS AMENDED; FERN C. PALMER,
individually and in her capacity as Trustee for the
Fern C. Palmer Revocable Trust dtd 12/31/91, as

Adv. Pro. No. 10-04397 (SMB)

amended; ESTATE OF BOYER PALMER;
DIANE HOLMERS, in her capacity as Personal
Representative of the Estate of Boyer Palmer; and
BRUCE PALMER, in his capacity as Personal
Representative of the Estate of Boyer Palmer,

Defendants.

Baker & Hostetler LLP

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David J. Sheehan
Marc E. Hirschfield
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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BOYER H. PALMER, individually and in his
capacity as the former general partner of B&F
Palmer, L.P.; FERN C. PALMER; PAMELA K.
MARXEN; KURT B. PALMER; and BRUCE N.
PALMER,

Defendants.

Adv. Pro. No. 10-05133 (SMB)

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: February 5, 2014

New York, New York

BAKER & HOSTETLER LLP

By: /s/ Nicholas J. Cremona

45 Rockefeller Plaza

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*Attorneys for Plaintiff Irving H. Picard,
Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC*

BECKER & POLIAKOFF

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*Attorney for Defendants Fern C. Palmer,
Pamela K. Marxen, Kurt B. Palmer, and
Bruce N. Palmer, Estate of Boyer Palmer,
Diane Holmers, in her capacity as Personal
Representative of the Estate of Boyer
Palmer; and Bruce Palmer, in his capacity
as Personal Representative of the Estate of
Boyer Palmer*

SO ORDERED.

Dated: February 5th, 2014

New York, New York

/s/ STUART M. BERNSTEIN

HONORABLE STUART M. BERNSTEIN

UNITED STATES BANKRUPTCY JUDGE

“EXHIBIT A”

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

FERN C. PALMER; PAMELA K. MARXEN;
KURT B. PALMER; and BRUCE N. PALMER;
ESTATE OF BOYER PALMER, in its capacity as
the estate of Boyer Palmer individually and as the

Adv. Pro. No. 10-05133 (SMB)

former general partner of B&F Palmer, L.P.;
DIANE HOLMERS, in her capacity as Personal
Representative of the Estate of Boyer Palmer; and
BRUCE PALMER, in his capacity as Personal
Representative of the Estate of Boyer Palmer,

Defendants.

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David J. Sheehan
Marc E. Hirschfield
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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PALMER FAMILY TRUST; GREAT WESTERN
BANK – TRUST DEPARTMENT, in its capacity
as Trustee of the Palmer Family Trust; RYAN P.
MURRAY; KELLY BURICH; CALLIE A.
OSTENSON-MURRAY; HEIDI HOLMERS;
BOYER PALMER; BRET PALMER; MEGAN

Adv. Pro. No. 10-05151 (SMB)

BURICH; DANA LEFAVOR; OSCAR PALMER;
S.P.; and BLAKE PALMER,

Defendants.

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 2, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Palmer Family Trust, Great Western Bank – Trust Department, in its capacity as Trustee of the Palmer Family Trust, Ryan P. Murray, Kelly Burich, Callie A. Ostenson-Murray, Heidi Holmers, Boyer Palmer, Bret Palmer, Megan Burich, Dana Lefavor, Oscar Palmer, S.P., and Blake Palmer; and

WHEREAS, Boyer Palmer died on December 13, 2012.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Diane Holmers and Bruce Palmer, as the Personal Representatives of the Estate of Boyer Palmer, as follows:

1. The Estate of Boyer Palmer¹ (the “Estate”), and Diane Holmers and Bruce Palmer, each in their capacity as the Personal Representative of the Estate of Boyer Palmer (collectively referred to as “Defendants”), are hereby substituted into this action in place of Boyer Palmer, deceased, and the Complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to remove Boyer Palmer and substitute the Estate of Boyer Palmer and Diane Holmers and Bruce Palmer, each in

¹ The Estate of Boyer Oscar Hilmer Palmer aka Boyer H. Palmer aka Boyer Palmer, Court File No. 27-PA-PR-13-1441 in the Fourth Judicial District Court Probate Division of the State of Minnesota, County of Hennepin.

their capacity as the Personal Representative of the Estate of Boyer Palmer, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee's right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: February 5, 2014

New York, New York

BAKER & HOSTETLER LLP

By: /s/ Nicholas J. Cremona

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Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC*

BECKER & POLIAKOFF

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Peter W. Smith

psmith@becker-poliakoff.com

*Attorney for Defendants Palmer Family
Trust, Great Western Bank – Trust
Department, in its capacity as Trustee of the
Palmer Family Trust, Blake Palmer, Bret
Palmer, Callie A. Ostenson-Murray, Dana
Lefavor, Heidi Holmers, Kelly Burich,
Megan Burich, Oscar Palmer, Ryan P.
Murray, Sophia Palmer, Estate of Boyer
Palmer, Diane Holmers, in her capacity as
Personal Representative of the Estate of
Boyer Palmer, and Bruce Palmer, in his
capacity as Personal Representative of the
Estate of Boyer Palmer*

SO ORDERED.

Dated: February 6th, 2014
New York, New York

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

“EXHIBIT A”

Baker & Hostetler LLP

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PALMER FAMILY TRUST; GREAT WESTERN
BANK – TRUST DEPARTMENT, in its capacity
as Trustee of the Palmer Family Trust; RYAN P.
MURRAY; KELLY BURICH; CALLIE A.

Adv. Pro. No. 10-05151 (SMB)

OSTENSON-MURRAY; HEIDI HOLMERS;
BRET PALMER; MEGAN BURICH; DANA
LEFAVOR; OSCAR PALMER; S.P.; BLAKE
PALMER; ESTATE OF BOYER PALMER;
DIANE HOLMERS, in her capacity as Personal
Representative of the Estate of Boyer Palmer; and
BRUCE PALMER, in his capacity as Personal
Representative of the Estate of Boyer Palmer,

Defendants.

“EXHIBIT A”

Baker & Hostetler LLP

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David J. Sheehan
Marc E. Hirschfield
Nicholas J. Cremona

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF BOYER PALMER; DIANE
HOLMERS, in her capacity as Personal
Representative of the Estate of Boyer Palmer; and
BRUCE PALMER, in his capacity as Personal

Adv. Pro. No. 10-04826 (SMB)

Representative of the Estate of Boyer Palmer,

Defendants.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLACON2; WILLIAM R. COHEN, in his capacity
as a Partner of Placon2; BETTY COHEN, in her
capacity as a Partner of Placon2; NATHAN
PLAFSKY, in his capacity as a Partner of Placon2;
BERNICE PLAFSKY, in her capacity as a Partner
of Placon2; and RONALD COHEN, in his capacity
as a Partner of Placon2,

Defendants.

Adv. Pro. No. 10-04768 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Placon2, William R. Cohen, in his capacity as a Partner of Placon2, Betty Cohen, in her capacity as a Partner of Placon2, Nathan Plafsky, in his capacity as a Partner of Placon2, Bernice Plafsky,

in her capacity as a Partner of Placon2, and Ronald Cohen, in his capacity as a Partner of Placon2; and

WHEREAS, Bernice Plafsky died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Robert Plafsky as the personal representative of the Estate of Bernice Plafsky, as follows:

1. The Estate of Bernice Plafsky (the “Estate”), and Robert Plafsky, in his capacity as the personal representative of the Estate of Bernice Plafsky (collectively referred to as “Defendants”), are hereby substituted into this action in place of Bernice Plafsky, deceased.

2. The Clerk of the Court is hereby directed to amend the caption to remove Bernice Plafsky and substitute the Estate and Robert Plafsky in his capacity as the personal representative of the Estate, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee’s right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: March 11, 2013

New York, New York

BAKER & HOSTETLER LLP

BECKER & POLIAKOFF, LLP

By: /s/ Marc E. Hirschfield

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New York, New York 10111

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*Attorneys for Plaintiff Irving H. Picard,
Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC*

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Julie Gorchkova

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*Attorneys for Defendants Estate of Bernice
Plafsky*

SO ORDERED.

Dated: March 14, 2013

New York, New York

/s/Burton R. Lifland

HONORABLE BURTON R. LIFLAND

UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

Baker & Hostetler LLP

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New York, NY 10111

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David J. Sheehan

Marc E. Hirschfield

Marc Skapof

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLACON2; WILLIAM R. COHEN, in his capacity
as a Partner of Placon2; BETTY COHEN, in her
capacity as a Partner of Placon2; NATHAN
PLAFSKY, in his capacity as a Partner of Placon2;
ESTATE OF BERNICE PLAFSKY; ROBERT
PLAFSKY, in his capacity as a Personal
Representative of the Estate of Bernice Plafsky;

Adv. Pro. No. 10-04768 (BRL)

and RONALD COHEN, in his capacity as a Partner
of Placon2,

Defendants.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLAFSKY FAMILY LLC RETIREMENT PLAN;
ROBERT PLAFSKY, in his capacity as Trustee for
the Plafsky Family LLC Retirement Plan;
NATHAN PLAFSKY; and EDNA KAMINSKI,

Defendants.

Adv. Pro. No. 10-05150 (BRL)

STIPULATION FOR SUBSTITUTION OF DEFENDANT AND ORDER

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Plafsky Family LLC Retirement Plan, Robert Plafsky, in his capacity as Trustee for the Plafsky Family LLC Retirement Plan, Nathan Plafsky, and Edna Kaminski; and

WHEREAS, Nathan Plafsky died during the pendency of this action.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and Robert Plafsky as the personal representative of the Estate of Nathan Plafsky, as follows:

1. The Estate of Nathan Plafsky (the “Estate”), and Robert Plafsky, in his capacity as the personal representative of the Estate (collectively referred to as “Defendants”), are hereby substituted into this action in place of Nathan Plafsky, deceased, and the Complaint shall be deemed so amended. Attached as Exhibit A to this Stipulation is the caption as amended removing Nathan Plafsky and substituting the Estate of Nathan Plafsky and Robert Plafsky, in his capacity as the personal representative of the Estate of Nathan Plafsky.

2. The Clerk of the Court is hereby directed to amend the caption to remove Nathan Plafsky and substitute the Estate of Nathan Plafsky and Robert Plafsky, in his capacity as the personal representative of the Estate of Nathan Plafsky.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee’s right to amend under Federal Rule of Civil Procedure 15(a)(1)(A) or (B) is expressly reserved, and that the Trustee may file one amendment without leave of court in compliance with Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: May 24, 2013

New York, New York

BAKER & HOSTETLER LLP

BECKER & POLIAKOFF, LLP

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Madoff Investment Securities LLC*

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*Attorneys for Defendants Estate of Nathan
Plafsky and Robert Plafsky*

SO ORDERED.

Dated: May 28, 2013

New York, New York

/s/Burton R. Lifland

HONORABLE BURTON R. LIFLAND

UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

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Bernard L. Madoff Investment Securities LLC and Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLAFSKY FAMILLY LLC RETIREMENT
PLAN; ROBT PLAFSKY, in his capacity as
Trustee for the Plafsky Family LLC Retirement
Plan; ESTATE OF NATHAN PLAFSKY;
ROBERT PLAFSKY, in his capacity as Personal
Representative of the Estate of Nathan Plafsky; and
EDNA KAMINSKI,

Adv. Pro. No. 10-05150 (BRL)

Defendants.

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Nicholas J. Cremona

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLAFSKY FAMILY LLC RETIREMENT PLAN;
ROBERT PLAFSKY, in his capacity as Trustee for
the Plafsky Family LLC Retirement Plan; ESTATE
OF NATHAN PLAFSKY; ROBERT PLAFSKY,
in his capacity as Personal Representative of the
Estate of Nathan Plafsky; and EDNA KAMINSKI,

Defendants.

Adv. Pro. No. 10-05150 (SMB)

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: January 6, 2015

New York, New York

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Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC
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Edna Kaminski and Kathryn L. Hvasta*

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

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Bernard L. Madoff Investment Securities LLC and for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

PLAFSKY FAMILY LLC RETIREMENT PLAN;
ROBERT PLAFSKY, in his capacity as Trustee for
the Plafsky Family LLC Retirement Plan; ESTATE
OF NATHAN PLAFSKY; ROBERT PLAFSKY,
in his capacity as Personal Representative of the
Estate of Nathan Plafsky; ESTATE OF EDNA
KAMINSKI; and KATHRYN L. HVASTA, in her
capacity as Personal Representative of the Estate of

Adv. Pro. No. 10-05150 (SMB)

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of Bernard L. Madoff Investment Securities LLC
and for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and Bernard L. Madoff,

Plaintiff,

v.

HERBERT BARBANEL,

and

ESTATE OF ALICE BARBANEL,

and

HERBERT BARBANEL, in his capacity as Executor
of the Estate of Alice Barbanel,

Defendants.

Adv. Pro. No. 10-04321 (SMB)

STIPULATION TO CORRECT TITLE OF PARTY SUBSTITUTED FOR DEFENDANT
ALICE BARBANEL
AND ORDER

WHEREAS, through a *Stipulation for Substitution of Defendant Alice Barbanel* submitted and approved on October 20, 2014, the Estate of Alice Barbanel¹ (the “Estate”), and Herbert Barbanel, in his capacity as Executor of the Estate (collectively referred to as “Defendants”) were substituted into this action in place of Alice Barbanel, deceased; and

WHEREAS, Herbert Barbanel is the Personal Representative of the Estate; and

¹ The Estate of Alice Barbanel, Circuit Court of Palm Beach County, FL, File #50 2014 CP002958 XXXX MB.

WHEREAS, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff, and the Defendants wish to amend Herbert Barbanel’s title from “Executor of the Estate of Alice Barbanel” to “the Personal Representative of the Estate of Alice Barbanel” for purposes of this action to avoid any confusion concerning the identity of the parties substituted for defendant Alice Barbanel.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Herbert Barbanel, in his capacity as the Personal Representative of the Estate of Alice Barbanel, as follows:

1. Herbert Barbanel’s title is amended from “Executor of the Estate of Alice Barbanel” to “the Personal Representative of the Estate of Alice Barbanel” for purposes of this action, and the complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to amend Herbert Barbanel’s title from “Executor of the Estate of Alice Barbanel” to “the Personal Representative of the Estate of Alice Barbanel,” as reflected on Exhibit A to this Stipulation.

3. Counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B), that the Trustee’s right to amend under Federal Rule of Civil

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: October 22, 2014

New York, New York

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*Attorneys for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate of
Bernard L. Madoff*

SO ORDERED.

Dated: October 22nd, 2014
New York, New York

BECKER & POLIAKOFF LLP

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/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

Exhibit “A”

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

HERBERT BARBANEL,

and

ESTATE OF ALICE BARBANEL,

and

HERBERT BARBANEL, in his capacity as the
Personal Representative of the Estate of Alice
Barbanel,

Defendants.

Adv. Pro. No. 10-04321

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and Bernard L.
Madoff,

Plaintiff,

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04889 (SMB)

v.

ROBERT S. SAVIN,

Defendant.

STIPULATION AND ORDER FOR SUBSTITUTION OF DEFENDANT

WHEREAS, on December 2, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against Defendant Robert S. Savin; and

WHEREAS, Robert S. Savin died on December 18, 2014.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Barbara L. Savin, in her capacity as Personal Representative of the Estate of Robert Shevryn Savin¹ (the “Estate”), as follows:

1. The Estate and Barbara L. Savin, in her capacity as Personal Representative of the Estate, (“Defendants”), are hereby substituted into this action in place of Robert S. Savin, deceased, and the complaint shall be deemed so amended (the “Amended Complaint”).

2. The Clerk of the Court is hereby directed to amend the caption to remove Robert S. Savin and substitute the Estate and Barbara L. Savin, in her capacity as Personal Representative of the Estate, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for the Estate and Barbara L. Savin, in her capacity as Personal Representative of the Estate: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons

¹ File No. 502016CP005287XXXXMB, in the Circuit Court for Palm Beach County, Florida, Probate Division.

and the Amended Complaint on behalf of Defendants, (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: January 13, 2017

/s/ Elyssa S. Kates

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Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities
LLC and the Estate of Bernard L. Madoff*

Dated: January 13, 2017
New York, New York

EXHIBIT “A”

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the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ESTATE OF ROBERT SHERVYN SAVIN,
and BARBARA L. SAVIN, in her capacity as
Personal Representative of the Estate of Robert
Shervyn Savin,

Defendants.

Adv. Pro. No. 10-04889 (SMB)

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Bernard L. Madoff Investment Securities LLC and
for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE HARNICK BROTHERS PARTNERSHIP,
MARTIN R. HARNICK & STEVEN P. NORTON
PARTNERS, MARTIN HARNICK, individually
and in his, capacities as general partner of The
Harnick Brothers Partnership and Martin R.
Harnick & Steven P. Norton Partners, STEVEN P.

Adv. Pro. No. 10-05157 (SMB)

NORTON, individually and in his capacities as general partner of The Harnick Brothers Partnership and Martin R. Harnick & Steven P. Norton Partners, THE ESTATE OF STEVEN HARNICK, THE STEVEN HARNICK REVOCABLE LIVING TRUST DATED APRIL 2, 2002, BARBARA JUNE LANG, individually and in her capacities as the personal representative of the ESTATE OF STEVEN HARNICK and trustee of the THE STEVEN HARNICK REVOCABLE LIVING TRUST DATED APRIL 2, 2002, MICHELLE GLATER, and PAMELA HARNICK,

Defendants.

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL
OF DEFENDANT STEVEN P. NORTON WITH PREJUDICE**

WHEREAS, on December 3, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against The Harnick Brothers Partnership, Martin R. Harnick & Steven P. Norton Partners, Martin Harnick, individually and in his, capacities as general partner of The Harnick Brothers Partnership and Martin R. Harnick & Steven P. Norton Partners, Steven P. Norton, individually and in his capacities as general partner of The Harnick Brothers Partnership and Martin R. Harnick & Steven P. Norton Partners, The Estate of Steven Harnick, The Steven Harnick Revocable Living Trust dated April 2, 2002, Barbara June Lang, individually and in her capacities as the personal representative of the Estate of Steven Harnick and trustee of the Steven Harnick Revocable Living Trust dated April 2, 2002, Michelle Glater, and Pamela Harnick (collectively, “Defendants”);

WHEREAS, Defendant Steven P. Norton died on October 6, 2014; and

shall appear as indicated on Exhibit A to this stipulation.

8. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

9. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: New York, New York
February 5, 2016

BAKER & HOSTETLER LLP

Of Counsel:

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David J. Sheehan
Nicholas J. Cremona
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*Attorneys for Irving H. Picard, Trustee
for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and for the Estate of Bernard
L. Madoff*

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Attorney for Defendants

SO ORDERED

Dated: February 8th, 2016
New York, New York

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

Baker & Hostetler LLP

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE HARNICK BROTHERS PARTNERSHIP,
MARTIN R. HARNICK & STEVEN P. NORTON
PARTNERS, MARTIN HARNICK, individually
and in his, capacities as general partner of The
Harnick Brothers Partnership and Martin R.

Adv. Pro. No. 10-05157 (SMB)

Defendants.

Baker & Hostetler LLP

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David J. Sheehan
Nicholas J. Cremona
Dean D. Hunt
Farrell A. Hochmuth

Hearing Date: May 31, 2017

Time: 10:00am

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and the Estate
of Bernard L. Madoff,

Plaintiff,

v.

BRUNO L. DI GIULIAN,

Defendant.

Adv. Pro. No. 10-04728 (SMB)

Mail or email to all defendants in this adversary proceeding pursuant to the Order Establishing Notice Procedures (Adv. Pro. No. 08-01789 (SMB); ECF No. 4560). The Trustee submits that no other or further notice is required.

Dated: May 10, 2017
New York, NY

/s/ David J. Sheehan
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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities
LLC and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (SMB) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	
IRVING H. PICARD, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Estate of Bernard L. Madoff, Plaintiff, v. BRUNO L. DI GIULIAN, Defendant.	Adv. Pro. No. 10-04728 (SMB)

[PROPOSED] ORDER ON MOTION FOR SUBSTITUTION OF DEFENDANT

This cause having come before the Court on May 31, 2017 on the motion (“Motion”) of Irving H. Picard (“Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities, LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and Bernard L. Madoff, by and through his counsel, Baker & Hostetler LLP, for entry of an order substituting the Estate of Bruno L. Di Giulian and Patsy Di Giulian in her capacity as personal representative of the estate of Bruno L. Di Giulian, as Defendants in this action

pursuant to Rule 25(a)(1). Due notice of the Motion having been given, and upon the proceedings before the Court and after due deliberation,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED; and
2. The Estate of Bruno L. Di Giulian and Patsy Di Giulian in her capacity as personal representative of the Estate of Bruno L. Di Giulian, are hereby substituted as Defendants. The Clerk of the Court is hereby directed to amend the caption to remove Bruno L. Di Giulian and substitute the Estate of Bruno L. Di Giulian, and Patsy R. Di Giulian, in her capacity as personal representative of the Estate of Bruno L. Di Giulian, as reflected on Exhibit A to this Order.

SO ORDERED:

HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

Dated: _____, 2017
New York, New York

EXHIBIT A

<div>SECURITIES INVESTOR PROTECTION CORPORATION,</div> <div>Plaintiff-Applicant,</div> <div>v.</div> <div>BERNARD L. MADOFF INVESTMENT SECURITIES LLC,</div> <div>Defendant.</div>	<div>Adv. Pro. No. 08-01789 (SMB)</div> <div>SIPA LIQUIDATION</div> <div>(Substantively Consolidated)</div>
<div>In re:</div> <div>BERNARD L. MADOFF,</div> <div>Debtor.</div>	
<div>IRVING H. PICARD, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Estate of Bernard L. Madoff,</div> <div>Plaintiff,</div> <div>v.</div> <div>THE ESTATE OF BRUNO L. DI GIULIAN, and PATSY DI GIULIAN, in her capacity as Personal Representative of the Estate of Bruno L. Di Giulian,</div> <div>Defendants.</div>	<div>Adv. Pro. No. 10-04728(SMB)</div>

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Substantively
Consolidated SIPA Liquidation of Bernard L.
Madoff Investment Securities LLC and Bernard L.
Madoff,

Plaintiff,

v.

ALVIN E. SHULMAN,

Adv. Pro. No. 10-04599 (SMB)

Defendant.

STIPULATION AND ORDER FOR SUBSTITUTION OF DEFENDANT

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against Alvin Shulman; and

WHEREAS, Alvin Shulman died on February 26, 2016.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee and Alan Goldberg in his capacity as Personal Representative of the Estate of Alvin Shulman, as follows:

1. The Estate of Alvin E. Shulman¹ (the “Estate”), and Alan Goldberg, in his capacity as Personal Representative of the Estate (“Defendants”), are hereby substituted into this action in place of Alvin Shulman, deceased, and the complaint shall be deemed so amended (the “Amended Complaint”).

2. The Clerk of the Court is hereby directed to amend the caption to remove Alvin Shulman and substitute the Estate of Alvin E. Shulman and Alan Goldberg, in his capacity as Personal Representative of the Estate, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for the Estate, and Alan Goldberg in his capacity as Personal Representative of the Estate: (i) expressly represents that she has the authority to accept service

¹ The Estate of Alvin E. Shulman, Court File No. 2016-*001829 CP02 in the Circuit Court for Miami-Dade County, Florida, Probate Division.

of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants, and (iv) expressly agrees that the amendment noted in Paragraph 1 hereof shall not be considered an amendment under Federal Rule of Civil Procedure 15(a)(1)(A) or (B).

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: July 12, 2016

Of Counsel:

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/s/ Nicholas J. Cremona

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities
LLC and the Estate of Bernard L. Madoff*

CHAITMAN, LLP

By: /s/ Helen Davis Chaitman

Helen Davis Chaitman

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Fax: (888) 759-1114

Attorney for Defendant Alvin Shulman

SO ORDERED

/s/ STUART M. BERNSTEIN

HON. STUART M. BERNSTEIN

UNITED STATES BANKRUPTCY JUDGE

Dated: July 12th, 2016
New York, New York

EXHIBIT “A”

Baker & Hostetler LLP

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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ESTATE OF ALVIN SHULMAN; and
ALAN GOLDBERG, in his capacity as the

Adv. Pro. No. 10-04599 (SMB)

Personal Representative of the Estate of Alvin
Shulman,

Defendant.

BAKER & HOSTETLER LLP

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Nicholas J. Cremona
Dean D. Hunt

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of Bernard L. Madoff Investment Securities LLC
and for the Estate of Bernard L. Madoff*

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF FLORENCE W. SHULMAN; ALAN
M. GOLDBERG, in his capacity as Personal
Representative of the Estate of Florence W.
Shulman; KEVIN SHULMAN in his capacity as
Trustee of the Florence Shulman Pourover Trust;
CARAN RUGA ROSS, in her capacity as Trustee
of the Florence Shulman Pourover Trust;

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04606 (SMB)

FLORENCE SHULMAN POUROVER TRUST, in
its own capacity and in its capacity as a Limited
Partner of FAS Partners, L.P.; FAS PARTNERS,
L.P.; SHULMAN FAMILY CORPORATION, in
its capacity as General Partner of FAS Partners,
L.P.; ALVIN E. SHULMAN POUROVER
TRUST, in its capacity as Limited Partner of FAS
Partners, L.P.; and ALVIN E. SHULMAN, in his
capacity as Trustee for the Alvin E. Shulman
Pourover Trust,

Defendants.

AMENDED CASE MANAGEMENT NOTICE

PLEASE TAKE NOTICE, that pursuant to the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “Order”) [Dkt. No. 3141] entered by the Bankruptcy Court in the above captioned SIPA liquidation, Adv. Pro. No. 08-01789 (SMB), on November 10, 2010, the following deadlines are hereby made applicable to this adversary proceeding:

1. Fact Discovery shall be completed by: August 28, 2017.
2. The Disclosure of Case-in-Chief Experts shall be due: November 17, 2017.
3. The Disclosure of Rebuttal Experts shall be due: January 17, 2018.
4. The Deadline for Completion of Expert Discovery shall be: February 15, 2018.
5. The Deadline for Service of a Notice of Mediation Referral shall be: On or before February 22, 2018.
6. The Deadline to Choose a Mediator and File a Notice of Mediator Selection shall be: On or before March 8, 2018.
7. The Deadline for Conclusion of Mediation shall be: On or before July 6, 2018.

Dated: New York, New York
April 10, 2017

BAKER & HOSTETLER LLP

Of Counsel:

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By: /s/ Nicholas J. Cremona

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Liquidation of Bernard L. Madoff Investment
Securities LLC and for the Estate of Bernard
L. Madoff*

EXHIBIT “A”

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ALVIN E. SHULMAN POUROVER TRUST;
KEVIN SHULMAN in his capacity as Co-Trustee

Adv. Pro. No. 10-04599 (SMB)

of the Alvin E. Shulman Pourover Trust, and Caran
Ruga Ross, in her capacity as Co-Trustee for the
Alvin E. Shulman Pourover Trust,

Defendants.

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (SMB) SIPA LIQUIDATION (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor.	
IRVING H. PICARD, Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC, Plaintiff, v. Allen Meisels, Defendant.	Adv. Pro. No. 10-04428 (SMB)

STIPULATION AND ORDER FOR SUBSTITUTION OF DEFENDANT

WHEREAS, on December 1, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendant Allen Meisels (“Meisels”); and

WHEREAS, Meisels died on or about May 30, 2017.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, Peggy A. Meisels, Executrix of the Estate of Meisels¹, and David T. Muldberg, Executor of the Estate of Meisels, as follows:

1. The Estate of Meisels, Peggy A. Meisels, in her capacity as Executrix of the Estate of Meisels, and David T. Muldberg, in his capacity as Executor of the Estate of Meisels (collectively referred to as “Defendants”), are hereby substituted into this action in place of Meisels, deceased, and the Complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to remove Meisels and substitute the Estate of Meisels, Peggy A. Meisels in her capacity as Executrix of the Estate of Meisels, and David T. Muldberg, in his capacity as Executor of the Estate of Meisels, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Amended Complaint on behalf of Defendants, (ii) waives service of the summons and the Amended Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendants.

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

¹ *In the Matter of the Estate of Allen Meisels, Deceased*, State of New Jersey, County of Essex, Surrogate’s Court, Docket Number 2017-1651.

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ESTATE OF ALLEN MEISELS, PEGGY A.
MEISELS, in her capacity as Executrix of the Estate
of Allen Meisels, and DAVID T. MULDBERG, in
his capacity as Executor of the Estate of Allen
Meisels,

Defendants.

Adv. Pro. No. 10-04428 (SMB)

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
the Chapter 7 Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

TRUST U/ART FOURTH O/W/O ISRAEL
WILENITZ, EVELYN BEREZIN WILENITZ,
individually, and as Trustee and Beneficiary of the
Trust U/ART Fourth O/W/O Israel Wilenitz, and
SARA SEIMS, as Trustee of the Trust U/ART
Fourth O/W/O Israel Wilenitz,

Defendants.

Adv. Pro. No. 10-04995 (SMB)

STIPULATION AND ORDER FOR SUBSTITUTION OF DEFENDANT

WHEREAS, on December 2, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendants Trust U/Art Fourth O/W/O Israel Wilenitz, Evelyn Berezin Wilenitz (“Wilenitz”), and Sara Seims; and

WHEREAS, Wilenitz died on or about December 8, 2018.¹

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, Kathleen P. Mullinix, Executrix of the Estate of Evelyn Berezin Wilenitz (“Estate of Wilenitz”):

1. The Estate of Wilenitz and Kathleen P. Mullinix, in her capacity as Executrix of the Estate of Wilenitz (together the “Defendants”), are hereby substituted into this action in place of Wilenitz, deceased, and the Complaint shall be deemed so amended.

2. The Clerk of the Court is hereby directed to amend the caption to remove Wilenitz and substitute the Estate of Wilenitz and Kathleen P. Mullinix, in her capacity as Executrix of the Estate of Wilenitz, as reflected on Exhibit A to this Stipulation.

3. Undersigned counsel for Defendants: (i) expressly represents that she has the authority to accept service of the Complaint on behalf of Defendants, (ii) waives service of the summons and the Complaint on behalf of Defendants, and (iii) hereby waives any defenses based on insufficiency of process or insufficiency of service of process of the summons and Complaint on behalf of Defendants.

¹ Probate Proceeding, Will of Evelyn Berezin a/k/a Evelyn Berezin Wilenitz, File No. 2018-4748, in the Surrogate’s Court of the State of New York, County of New York.

4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: February 20, 2019
New York, New York

BAKER & HOSTETLER LLP

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the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L.
Madoff*

SO ORDERED:

Dated: **February 20th, 2019**
New York, New York

CHAITMAN LLP

By: /s/ Helen Davis Chaitman
Helen Davis Chaitman
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Attorney for Defendants

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

TRUST U/ART FOURTH O/W/O ISRAEL
WILENITZ, ESTATE OF EVELYN BEREZIN
WILENITZ, KATHLEEN P. MULLINIX, as
Executrix of the Estate of Evelyn Berezin Wilenitz,
and SARA SEIMS, as Trustee of the Trust U/ART
Fourth O/W/O Israel Wilenitz,

Defendants.

Adv. Pro. No. 10-04995 (SMB)

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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC and
for the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

BENJAMIN T. HELLER,

Defendant.

Adv. Pro. No. 10-04367 (SMB)

STIPULATION AND ORDER FOR SUBSTITUTION OF DEFENDANT

WHEREAS, on November 30, 2010, Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et. seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, filed the above-captioned avoidance action against defendant Benjamin T. Heller; and

WHEREAS, Benjamin T. Heller died on or about April 24, 2019.

IT IS THEREFORE MUTUALLY AGREED AND STIPULATED, by and between the Trustee, and the Estate of Benjamin T. Heller (the “Heller Estate” or “Defendant”), as follows:

1. The Heller Estate is hereby substituted into this action in place of Benjamin T. Heller, deceased, and the Complaint shall be deemed so amended (the “Amended Complaint”).
2. The Clerk of the Court is hereby directed to amend the caption to remove Benjamin T. Heller and substitute the Heller Estate, as reflected on Exhibit A to this Stipulation.
3. Undersigned counsel for the Heller Estate: (i) expressly represent that they have the authority to accept service of the Amended Complaint on behalf of Defendant, (ii) waive service of the summons and the Amended Complaint on behalf of Defendant, and (iii) hereby waive any defenses based on insufficiency of process or insufficiency of service of process of the summons and Amended Complaint on behalf of Defendant.
4. Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have.

5. This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: December 11, 2019
New York, New York

BAKER & HOSTETLER LLP

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*Attorneys for Irving H. Picard, Trustee for
the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and the Estate of Bernard L.
Madoff*

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*Attorneys for the Estate of Benjamin T.
Heller*

SO ORDERED:

Dated: December 11th, 2019
New York, New York

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ESTATE OF BENJAMIN T. HELLER,

Defendant.

Adv. Pro. No. 10-04367 (SMB)